

## Message Text

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ORIGIN EPA-04

INFO OCT-01 EA-09 ISO-00 OES-07 SSO-00 NSCE-00 USIE-00  
INRE-00 AID-05 CEQ-01 CIAE-00 ERDA-07 COME-00  
DODE-00 EB-07 INR-07 IO-14 L-03 NSF-02 NSC-05  
NSAE-00 PM-04 SS-15 SP-02 FEAE-00 INT-05 /098 R

DRAFTED BY EPA/A-106:JBLANE:DT  
APPROVED BY OES/ENP/EN:DKING  
-----081812Z 118650 /53  
O 081800Z JUN 77 ZFF4  
FM SECSTATE WASHDC  
TO AMEMBASSY TOKYO NIACT IMMEDIATE

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E.O. 11652: N/A

TAGS: SENV, JA

SUBJECT: SUMMARY OF JUNE 2 DECISION MEETING INFORMATION  
TO BE OBTAINED UNDER SECTION 8(A) OF THE TOXIC SUBSTANCES  
CONTROL ACT.

1. REQUEST EMBASSY DELIVER FOLLOWING MESSAGE BEFORE 0800  
JUNE 9 TO MS. BARBARA BLUM, DEPUTY EPA ADMINISTRATOR AND  
CHAIRMAN OF U.S. DELEGATION TO US/JAPAN JOINT ENVIRONMENTAL  
COMMITTEE MEETING, AT OKURA HOTEL, ROOM M-945, TELEPHONE:  
03-582-0111.

2. "THE FOLLOWING IS A SUMMARY OF DECISIONS MADE AT A JUNE  
2, 1977 MEETING, CONDUCTED TO DISCUSS ALTERNATIVES FOR  
OBTAINING INFORMATION UNDER SECTION 8(A) OF THE TOXIC  
SUBSTANCES CONTROL ACT. PARTICIPATING IN THE MEETING WERE  
ADMINISTRATOR DOUGLAS COSTLE, DEPUTY ADMINISTRATOR BARBARA  
BLUM, ACTING ASSISTANT ADMINISTRATOR KEN JOHNSON, AND  
SPECIAL ASSISTANT TO THE ADMINISTRATOR STEFFEN PLEHN. AFTER  
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A DISCUSSION OF THE ALTERNATIVES, THE ADMINISTRATOR  
DIRECTED THAT:

1. THE REPORTING RULES FOR COMPILING THE SECTION 8(B)  
LIST, OF CHEMICAL SUBSTANCES IN COMMERCE, ARE TO BE REPRO-  
POSED. THE REPROPOSAL IS TO INCLUDE REQUIRED REPORTING  
OF: (A) THE IDENTIFICATION OF EACH CHEMICAL

SUBSTANCE MANUFACTURED OR PROCESSED, AND THE NAME OF THE MANUFACTURER OR PROCESSOR OF EACH SUBSTANCE; (B) THE LOCATION OF EACH PLANT MANUFACTURING OR PROCESSING EACH SUBSTANCE; AND (C) THE QUANTITY OF EACH CHEMICAL MANUFACTURED OR PROCESSED AT EACH PLANT. THE REPROPOSED RULES ARE TO BE PUBLISHED NO LATER THAN JULY 1, WITH THE FINAL RULES TO BE PUBLISHED IN SEPTEMBER.

THIS INITIAL REPORTING EFFORT WILL ESTABLISH, FOR THE FIRST TIME, A COMPREHENSIVE INVENTORY OF THE CHEMICAL SUBSTANCES MANUFACTURED AND PROCESSED IN THE UNITED STATES; WHERE THEY ARE MANUFACTURED AND PROCESSED; AND IN WHAT AMOUNTS.

IT WAS RECOGNIZED THAT REPROPOSAL OF THE RULE, WITH SUBSEQUENT REPORTING AND DATA PROCESSING, WILL DELAY PUBLIC ACTION OF THE SECTION 8(A) LIST WELL INTO CALENDAR 1978. THE PRE-MANUFACTURING NOTIFICATION AND REVIEW PROCESS, FOR NEW CHEMICALS AND SIGNIFICANT NEW USES OF CHEMICALS, WILL BE FURTHER DELAYED UNTIL COMPLETION OF BOTH THE SECTION 8(B) LIST PUBLICATION AND PROCESSING OF EXISTING CHEMICAL USE DATA FROM REPORTS TO BE SUBMITTED UNDER SECTION 8(A)(2) OF THE ACT.

IT WAS ALSO RECOGNIZED THAT PROCESSING OF DATA FOR THE ORIGINAL SECTION 8(A) RULE, PROPOSED ON MARCH 9, WOULD HAVE REQUIRED A PROCESSING PERIOD EXTENDING 2-3 MONTHS BEYOND THE NOVEMBER 11, 1977 STATUTORY DATE FOR PUBLICATION.

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TION OF THE INVENTORY LIST.

2. A RULE DEVELOPMENT PLAN FOR SECTION 8(A)(2) REPORTING OF BASIC CHEMICAL SUBSTANCE INFORMATION WILL BE ADOPTED BY JULY 1. A PROPOSED RULE WILL BE PUBLISHED BY SEPTEMBER 1. THE PROPOSED RULE WILL INCLUDE REQUIRED REPORTING OF BASIC CHEMICAL SUBSTANCE INFORMATION, BY MANUFACTURERS AND PROCESSORS, FOR A SELECT LIST OF CHEMICALS. THE LIST SHALL INCLUDE PRIORITY CHEMICALS OF INTEREST NOT ONLY TO EPA, BUT TO OTHER AGENCIES AND ORGANIZATIONS AS WELL. THE TARGET PERIOD FOR COMPLETION OF INITIAL E, SECTION 8(A)(2) REPORTING AND DATA PROCESSING IS TO BE LATE SPRING, 1978.

3. A RULE PROPOSING A DEFINITION OF "SMALL MANUFACTURER" IS TO BE PUBLISHED BY JULY 15. A 60 DAY COMMENT PERIOD WILL FOLLOW, WITH A FINAL RULE PUBLISHED BY OCTOBER 1. CONSULTATION WITH THE SMALL BUSINESS ADMINISTRATION WILL PRECEDE, BOTH, PUBLICATION OF THE

PROPOSED AND FINAL RULES.

4. SMALL, "SHIRT SLEEVE", WORKING MEETINGS ARE TO BE ARRANGED WITH ALL INTERESTED PARTIES FOR THE PURPOSE OF DISCUSSING THE RULES TO BE PROPOSED. THE ADMINISTRATOR, DEPUTY ADMINISTRATOR, OR ASSISTANT ADMINISTRATOR, WILL CHAIR THE MEETINGS, WHICH ARE TO BE CONDUCTED IN WASHINGTON. THE FIRST MEETING IS TO BE HELD AS SOON AS SCHEDULES ALLOW.

5. LETTERS, SIGNED BY THE ADMINISTRATOR AND ADDRESSED TO EACH APPLICABLE CONGRESSIONAL COMMITTEE CHAIRMAN, ARE TO BE SENT ANNOUNCING THE AGENCY'S PLANS FOR OBTAINING INFORMATION UNDER SECTION 8(A) OF THE TOXIC SUBSTANCES CONTROL ACT. THE LETTERS ARE TO CALL PARTICULAR ATTENTION TO NECESSARY DELAYS IN MEETING STATUTORY DEADLINES SUCH AS THE PUBLICATION OF THE SECTION 8(A) LIST.  
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6. DECISIONS MADE AT THE JUNE 2 MEETING ARE TO BE DISCUSSED OPENLY WITH THE PRESS."

PER MAUSSHARDT

THE ADMINISTRATOR HAS SEEN IT BUT DID NOT SIGN OFF. VANCE

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## Message Attributes

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**Capture Date:** 01-Jan-1994 12:00:00 am  
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**Current Classification:** UNCLASSIFIED  
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**To:** TOKYO  
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**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
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